

# United States Senate

WASHINGTON, DC 20510

December 20, 2001

Chairman Patrick Leahy  
Senate Committee on the Judiciary  
226 Dirksen Senate Office Building  
Washington, D.C. 20510

Dear Chairman Leahy:

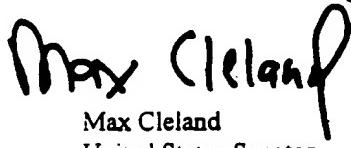
We are writing to you to bring to your attention actions taken by the United States Patent and Trademark Office (Patent Office) against BlackLight Power, Inc. In our opinion, if the allegations that are set forth in the accompanying documents are true, they raise questions about the conduct of some representatives of the Patent Office.

This issue was first brought to our attention over the last year and a half when BlackLight Power, Inc. contacted each of us regarding the Patent Office's withdrawal from issue of five BlackLight patent applications is apparently based on a revolutionary hydrogen chemistry that had been previously allowed after thorough examination. BlackLight's energy production technology is based on a novel catalytic process that releases large quantities of heat energy from hydrogen. This technology, which was invented by BlackLight's President and CEO, Dr. Randall L. Mills, and has been the subject of scientific studies conducted by over twenty independent laboratories and universities, may reduce U.S. dependence on foreign oil and eliminate environmental concerns.

We have each written to the Patent Office for information about the facts or circumstances surrounding its consideration of the issuance of an earlier application as a patent to BlackLight (the '935 patent) that led to the subsequent withdrawal of BlackLight's patent application. However, the Patent Office has denied our requests for information because of its ongoing litigation with BlackLight.

It is important that the Patent Office not only maintain the confidentiality of patent applications but also conduct itself with the utmost integrity and candor during the entire application process. Consistent with established rules and regulations it is requested that the United States Senate Committee on the Judiciary review this matter. We are enclosing background materials and other supporting documentation to assist you. Thank you for your assistance with this matter.

Sincerely,

  
Max Cleland  
United States Senator

  
Ron Wyden  
United States Senator

Enclosures

# United States Senate

WASHINGTON, DC 20510

December 20, 2001

The Honorable Donald L. Evans  
Secretary of the U.S. Department of Commerce  
14<sup>th</sup> Street and Constitution Avenue, N.W.  
Suite 5854  
Washington, D.C. 20230

Dear Secretary Evans,

We are writing to you to bring to your attention actions taken by the United States Patent and Trademark Office (Patent Office) against BlackLight Power, Inc. In our opinions, if the allegations that are set forth in the accompanying documents are true, they raise questions about the conduct of some representatives of the Patent Office.

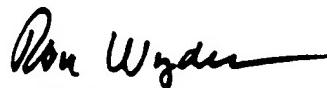
This issue was first brought to our attention over the last year and a half when BlackLight Power, Inc. contacted each of us regarding the Patent Office's withdrawal from issue of five BlackLight patent applications which are apparently based on a revolutionary hydrogen chemistry that had been previously allowed after thorough examination. BlackLight's energy production technology is apparently based on a novel catalytic process that releases large quantities of heat energy from hydrogen. This pioneering technology, which was invented by BlackLight's President and CEO, Dr. Randall L. Mills, and has been the subject of scientific studies conducted by over twenty independent laboratories and universities, may reduce U.S. dependence on foreign oil and eliminate environmental concerns.

We have each written to the Patent Office for information about the facts or circumstances surrounding its consideration of the issuance of an earlier application as a patent to BlackLight (the '935 patent) that led to the subsequent withdrawal of BlackLight's patent application. However, the Patent Office has denied our requests for information because of its ongoing litigation with BlackLight. We also urge that the Patent Office establish communications with BlackLight in order to expedite the resolution of this matter.

It is critically important that the Patent Office not only maintain the confidentiality of patent applications but also conduct itself with the utmost integrity and candor during the entire patent application process. It is requested that the U.S. Department of Commerce review this matter, consistent with established rules and regulations, and we are enclosing background materials and other supporting documentation to assist you. Thank you for your assistance with this matter.

Sincerely,

  
Max Cleland  
United States Senator

  
Ron Wyden  
United States Senator

Enclosures

United States Senate  
WASHINGTON, DC 20510

December 21, 2001

The Honorable Donald L. Evans  
Secretary  
Department of Commerce  
14<sup>th</sup> Street and Constitution Avenue, N.W.  
Suite 5854  
Washington, D.C. 20230

Dear Secretary Evans:

We have been contacted regarding an ongoing dispute between BlackLight Power, Inc. and the U.S. Patent and Trademark Office. We ask for your assistance in reviewing this matter.

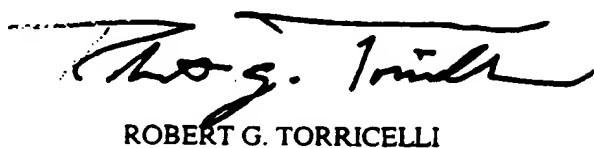
BlackLight Power is concerned about the rejection of five patent applications it submitted to the Patent and Trademark Office. According to the company, the applications were rejected despite the fact that BlackLight followed all applicable rules and procedures and the applications were initially approved by Patent Office examiners. BlackLight believes that the rejection of its applications was groundless and that the decision-making process was not fair and impartial.

We ask that your office review this matter to ensure that BlackLight's applications were reviewed in a fair manner consistent with the review of all patent applications.

Sincerely,



JON S. CORZINE



ROBERT G. TORRICELLI